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PART-IIA

GOVERNMENT OF MEGHALAYA

NOTIFICATIONS

The 24th February, 2021.

No.SW(S)25/86/Vol.II/897.—In pursuant to the Guidelines issued by the Ministry of Women & Child Development *vide* letter No. 1-19/2013-CD.I (Pt), dated 1st December, 2014, the Governor of Meghalaya is pleased to order relocation of 2 (two) sanctioned Anganwadi Centres in the State as per details below:-

1. Upper Mawprem Central AWC. Code Number 17298090217 from East Khasi Hills District is relocated to Nongpoh Proper under Umling ICDS Project, Ri-Bhoi District.
2. Nongmali I AWC. Code Number 17298090615 from East Khasi Hills District is relocated to Umlangsha under Khliehriat ICDS Project, East Jaintia Hills District.

SAMPATH KUMAR,
Principal Secretary to the Govt. of Meghalaya,
Social Welfare Department, etc.

The 3rd March, 2021.

No.LBG.33/87/247. - Whereas the Governor of Meghalaya is satisfied that an exemption from the restriction of hours of work and weekly holidays to the Industrial Employees of the Directorate of Printing & Stationery, Shillong is necessary on account of the exceptional pressure of work in connection with the timely printing of Budget Document etc.

Now, therefore, in exercise of the powers conferred by Sub-section (2) of Section 65 of the Factories Act, 1948 (Act No.63 of 1948), herein after referred to as said Act, and subject to the conditions laid down in Sub-Section 3 of that section and sub-section (1) of section 66 of the said Act, the Governor of Meghalaya is pleased to exempt Directorate of Printing & Stationery, Shillong from the provisions of Section 51,52(1), 53 (1), 54 & 56 of the said Act for a period of 25 (twenty five) days with effect from **23rd February, 2021 to 19th March, 2021** to enable them to complete the printing of Budget Document etc., on time.

S. M. SANGMA,
Under Secretary to the Govt. of Meghalaya,
Labour Department.

The 23rd February, 2021.

No.RDS.31/2020/79. - In exercise of the power conferred under Section 11(d)(i) of the Meghalaya Transfer of Land (Regulation) Act, 1971 the Governor of Meghalaya is pleased to specify the Hindustan Petroleum Corporation Ltd. as a Company to which the provisions of the said Act, shall not apply in relation to transfer of land measuring 2025 Sq.m. (more or less) located at Pyrnonbah at Kynshi Bangla village under Nongkhlaw Syiemship, West Khasi Hills District (and more fully described in schedule below) by way of Lease for a period of 30 (thirty) years from Smti. Thrisis Marwein to the Hindustan Petroleum Corporation Limited for the purpose of setting up of a retail outlet.

SCHEDULE

NORTH :-	Land of Smti. Thrisis Marwein	- 45 meters.
EAST :-	Land of Smti. Rikynti Rani & Smti. Thrisis Marwein	- 45 meters.
SOUTH :-	NH-44E (New NH-106)	- 45 meters.
WEST :-	Land of Smti. Ibadeimon Malngiang.	

Joint Secretary to the Govt. of Meghalaya,
Revenue & Disaster Management Department.

The 23rd February, 2021.

No.RDS.98/2014/306. - In exercise of the power conferred under Section 11(d)(i) of the Meghalaya Transfer of Land (Regulation) Act, 1971 the Governor of Meghalaya is pleased to specify the Indian Oil Corporation Ltd. as a Company to which the provisions of the said Act, shall not apply in relation to transfer of land measuring 3824 Sq.m. (more or less) located at Domktung, Pyndengumiong Village under Nongkhlaw Syiemship, West Khasi Hills District (and more fully described in schedule below) by way of Lease for a period of 30 (thirty) years from Smti. Klorinda Kharmawlong to the Indian Oil Corporation for the purpose of setting up of a retail outlet.

SCHEDULE

NORTH :-	(30 m) Adjacent to the land of Smti. Phlin Kharmawlong.
EAST :-	(26 m) Adjacent to the land of Thwer Kharmawlong.
SOUTH :-	(88.50 m) Adjacent to the land of PWD Road (NH).
WEST :-	(35.50 m) Adjacent to the land of Smti. Phlin Kharmawlong.

Joint Secretary to the Govt. of Meghalaya,
Revenue & Disaster Management Department.

The 24th February, 2021.

No.RDS.98/2014/311. - In exercise of the powers conferred under Section 11(d)(i) of the Meghalaya Transfer of Land (Regulation) Act, 1971 the Governor of Meghalaya is pleased to specify the Indian Oil Corporation Ltd., as a Company to which the provisions of the said Act, shall not apply in relation to transfer of land measuring 1225 Sq.m. (more or less), located at Domktung, Pyndengumiong Village under Nongkhlaw Syiemship, West Khasi Hills District (and more fully described in schedule below) by way of Lease for a period of 30 (thirty) years from Smti. Klorinda Kharmawlong to the Indian Oil Corporation for the purpose of setting up of a retail outlet.

SCHEDULE

NORTH:- (35 m) Adjacent to the land of Smti. Klorinda K. Mawlong.

EAST:- (35 m) Adjacent to the land of Smti. Klorinda K. Mawlong.

SOUTH:- (35 m) Adjacent to the land of National Highway-44E.

WEST:- (35 m) Adjacent to the land of Smti. Klorinda K. Mawlong.

Letter issue vide No.RDS.98/2014/306, dated 23rd February, 2021 stands cancelled.

Joint Secretary to the Govt. of Meghalaya,
Revenue & Disaster Management Department.

The 25th February, 2021.

No.RDS.98/2014/313. - In exercise of the powers conferred under Section 11(d)(i) of the Meghalaya Transfer of Land (Regulation) Act, 1971 the Governor of Meghalaya is pleased to specify the Indian Oil Corporation Ltd., as a Company to which the provisions of the said Act, shall not apply in relation to transfer of land measuring 1225 Sq.m. (more or less), located at Domktung, Pyndengumiong Village under Nongkhlaw Syiemship, West Khasi Hills District (and more fully described in schedule below) by way of Lease for a period of 30 (thirty) years from Mrs. Fivilisha Wahlang to the Indian Oil Corporation for the purpose of setting up of a retail outlet.

SCHEDULE

NORTH:- (35 m) Adjacent to the land of Smti. Klorinda K. Mawlong.

EAST:- (35 m) Adjacent to the land of Smti. Klorinda K. Mawlong.

SOUTH:- (35 m) Adjacent to the land of National Highway-44E.

WEST:- (35 m) Adjacent to the land of Smti. Klorinda K. Mawlong.

Letter issue vide No.RDS.98/2014/311, dated 24th February, 2021 stands cancelled.

Joint Secretary to the Govt. of Meghalaya,
Revenue & Disaster Management Department.

The 23rd February, 2021.

No.ENV.3/2016/378. - Whereas, the usage of plastic carries bags and other plastic items can cause environmental damage and health hazard;

And whereas, Article 48-A of the Constitution of India envisages that the State shall endeavor to protect and improve the environment;

And whereas, it has come to the knowledge of the Government that the use of plastic carry bags and plastic sheets are causing serious environmental hazards and affects health of human beings as well as other life forms;

And whereas, it is observed that the plastic wastes is also causing blockage of gutters, sewers and drains apart from resulting in pollution of water bodies both in urban and rural areas;

Now therefore, in exercise of the powers conferred under Section 5 of the Environment (Protection) Act, 1986 in accordance with the powers delegated to the State Government of Meghalaya under Section 23 of the said Act, vide Ministry of Environment & Forests, Government of India's Notification No. S.O. 289 (E) dated New Delhi the 14th April, 1988, the Government of Meghalaya hereby directs as follows:-

DIRECTION

1. That, no person including shopkeeper, vendor, wholesaler, retailer, trader, hawker or salesmen shall use plastic carry bags with thickness less than 50 microns.
2. That, no person including shopkeeper, vendor, wholesaler, retailer, trader, hawker or salesmen shall use plastic sheet or like, which is not an integral part of multi-layered packaging and cover made of plastic sheet used for packaging, wrapping the community, with thickness less than 50 microns.

Provided that, the plastic used for the following purposes and circumstances are exempted from this notification;

- a) The plastic bags/multi-layered film/sheet (excluding carry bags) which constitute or form an integral part of packaging in which goods are sealed prior to use at manufacturing/processing units;
- b) The plastic bags and sheets used in Forestry and Horticulture nurseries.
- c) Plastic bags or plastic used for packaging of medicine.

3. That the following Officers shall enforce this direction in exercise of power conferred on them by law in their jurisdiction, namely:-
 - a) All Deputy Commissioners of the Districts, Sub- Divisional Officer (Civil) and Magistrate;
 - b) All the Superintendent of Police of the Districts and officers at the level of Sub-Inspector of Police and above;
 - c) Chief Executive Officers and all Engineers of Urban Local Bodies and
 - d) All Assistant Environmental Engineers and Environmental Engineers of the State Pollution Control Board, Meghalaya.
4. Penalty for contravention of the provisions of this Notification under Section 15 of the Environment (Protection) Act, 1986 -

- a) Whoever fails to comply with or contravenes any of the provisions of this Notification or directions issued thereunder, shall, in respect of each such failure or contravention, be punishable with imprisonment for a term which may extend upto five (5) years or with fine which may extend upto one (1) lakh rupees, or with both, and in case the failure or contravention continues, additional fine shall be imposed which may extend to five thousand rupees for every day during which such failure or contravention continues after the conviction for the first such failure or contravention in accordance.
- b) If the failure or contravention referred to in sub-section (i) continues beyond a period of one year after the date of conviction, the offender shall be punishable with imprisonment for a term which may extend to seven years.

5. That the following officers shall take cognizance of offences and initiate legal action in case of non-compliance of this direction as per the powers conferred on them under Section 19 of the Environment (Protection) Act, 1986 and to file complaint in the jurisdictional court of law on all violators, namely:-

- a) The Secretary to Government of Meghalaya, Forests and Environment Department;
- b) The Deputy Commissioners of the Districts;
- c) The Chairman and Member Secretary, State Pollution Control Board, Meghalaya.

D. P. WAHLang,

Additional Chief Secretary to the Government of Meghalaya,
Forests & Environment Department.

The 23rd February, 2021.

No.MAC.25/2011/Pt/428. - The Governor of Meghalaya is pleased to enhance the existing charges for the use of Auditorium/Seminar Room/Premises and Cleaning Charges of State Central Library, Shillong with the approved rates indicated below with immediate effect:-

Sl. No.	Categories	New Charge (Per Day)
1	2	3
1. CHARGES FOR USE OF AUDITORIUM/AMPHITHEATRE		
(A) RENT		
	Categories A, B, C & E	₹ 3500/-
(ii)	Category D	₹ 3500/-
(iii)	Categories F & G	₹ 17500/-
(iv)	Category H	₹ 35000/-
(B) SECURITY DEPOSIT (REFUNDABLE)		
(i)	Category A	Nil
(ii)	Categories B, C, D, & E	₹ 7000/-
(iii)	Categories F, G & H	₹ 35000/-
2. CHARGES FOR USE OF SEMINAR ROOM		
(A) RENT		
(i)	Categories A, B, C & D	₹ 1750/-
(ii)	Categories F & E	₹ 3500/-
(iii)	Categories G & H	₹ 3500/-
(B) SECURITY DEPOSIT (REFUNDABLE)		
(i)	Category A	Nil
(ii)	Categories B, C, D	₹ 7000/-
(iii)	Categories E, F, G & H	₹ 7000/-
3. CHARGES FOR PREMISES		
(A) RENT		
(i)	Categories A, B, C & E	₹ 1750/-
(ii)	Categories D, F, G & H	₹ 3500/-
(B) SECURITY DEPOSIT (REFUNDABLE)		
(iii)	Security Deposit (Refundable for all Categories)	₹ 1750/-
(C) CLEANING CHARGES		
(iv)	Cleaning Charges for all categories	₹ 2000/-

The list of Categories Annexure I.

F. R. KHARKONGOR,
Commissioner & Secretary to the Govt. of Meghalaya,
Arts & Culture Department.

ANNEXURE - I

LIST OF CATEGORIES

Sl. No.	Name	Category
1.	Auditorium (without premises)	A. The Govt. of Meghalaya. B. Any Department or Agency of the Govt. of India. C. The North Eastern Council & North Eastern Hill University. D. Any undertaking of the Government of Meghalaya. E. Educational Institution. F. Registered Cultural Organisations and Groups. G. Other Voluntary/Cultural or Social Organisations and Groups. H. Reputed Companies or Commercial Organization holding commercial show/events.
2.	Seminar Room (without Premises)	A. The Govt. of Meghalaya. B. Any Department of agency of the Government of India. C. The North Eastern Council and North Eastern Hills University. D. Any undertaking of the Government of Meghalaya. E. Educational Institution. F. Registered Cultural Organisations and Groups. G. Other Voluntary/Cultural or Social Organisations and Groups. H. Reputed Companies or Commercial Organization holding commercial show/events.
3.	State Central Library Premises.	A. The Govt. of Meghalaya. B. Any Department or Agency of the Govt. of India. C. The North Eastern Council & North Eastern Hill University. D. Any undertaking of the Government of Meghalaya. E. Educational Institution. F. Registered Cultural Organisations and Groups. G. Other Voluntary/Cultural or Social Organisations and Groups. H. Reputed Companies or Commercial Organization holding commercial show/events.

The 26th February, 2021.

No.ERTS (E) 35/2020/52. - In exercise of the powers conferred by Section 36 of the Meghalaya Excise Act (Assam Act of 1910) as adapted and amended by Meghalaya, the Governor of Meghalaya is pleased to further amend the Meghalaya Excise Rules (Assam Excise Rules, 1945 as adapted and amended by Meghalaya), hereinafter referred to as the principal Rules, namely:

- Short title and Commencement:-** (1) These rules may be called the Meghalaya Excise (Amendment) Rules, 2021.
 (2) They shall come into force with immediate effect.
- Amendment of Rule 376** - In the principal Rules for rule 376 the following shall be substituted, namely:-

"376 - Imposition of Retailer's Lifting Fee: - A Retailer's lifting fee of ₹ 2/- (Rupees two) only per case shall be charged, as a fee lifting of IMFL/Beer/Wine etc., from the Bonded Warehouses to the retail licenses. The fee shall be paid by the retail licenses to the Treasury office of the District or Civil Sub-Division through the respective Excise office. One copy of the Treasury Challan in support of payment of Retailer's Lifting fee shall be submitted to the District Excise Office or Sub-Divisional Excise Office for issue of retail permit."

S. A. SYNREM,
 Commissioner & Secretary to the Govt. of Meghalaya,
 Excise, Registration, Taxation and Stamps Department.

The 26th February, 2021.

No.ERTS (T) 24/2016/69. - In exercise of the powers conferred by sub-section (1) of section 112 of the Meghalaya Value Added Tax Act, 2003 (Act No. 2 of 2005 as amended), and in supersession of the Government Notification No.ERTS(T)24/2016/58, dated 15th March, 2017, the Governor of Meghalaya is pleased to make the following amendment in Sl. No. 1 of Schedule V to the Act as follows:

Sl. No.	Description of Goods	Rate of Tax
1.	Liquor including foreign liquor, whether made in India or not, including brandy whisky, vodka, Gin, Rum, liquor, Cordials, Bitters and wines or a mixture containing any of these, as also beer, ale, porter, cider, parry, country spirit and other similar potable fermented liquors except rum sold to the defence personnel in Defence Service Canteens strictly for personal consumption.	37.5%

S. A. SYNREM,
 Commissioner & Secretary to the Govt. of Meghalaya,
 Excise, Registration, Taxation and Stamps Department.

The 29th January, 2021.

No.LBG.132/82/Pt.I/67.- In continuation to Meghalaya Government's earlier Notification No.LL.(B)129/93/18, dated 10th March, 2004 and in exercise of the powers conferred by section 29 of Meghalaya Shops and Establishment Act, 2003 and other powers enabling him in this behalf, the Governor of Meghalaya is pleased to exempt all establishments from the provisions of Section-6 of the said Act and permits all the establishments registered under the Act in the State of Meghalaya to keep open on all 365 days of the year, for a further period of 1 year i.e., upto 31st December, 2021, unless it is revoked, subject to the following conditions namely:-

- i. This exemption shall remain in operation for the period of one year from the date of Notification published in Government Gazette.
- ii. Every employee working in the establishment shall be given one day holiday in a week without making any deductions from his/her wages on account thereof and list of the time table of such holidays for a month shall be placed on the notice board in advance.
- iii. Every employee shall be given a rest period of one hour after 5 hours of continuous work.
- iv. No employee shall be required to work for more than 9 hours in a day or 48 hours in a week.
- v. If the establishment remains open after 10:00 P.M. on any day, adequate safety and security arrangements shall be ensured for employees and visitors.
- vi. As establishments are being given permission to be open for all days new staff shall be appointed for the extended timing.
- vii. Female employees shall be provided separate locker, security and rest rooms at the work place.
- viii. Every employer employing women employees shall constitute Internal Complaint Committee against sexual harassment of women under the Sexual Harassment of Women at Workplace (Prevention Prohibition and Redressal) Act, 2013 (Central Act, 14 of 2013) and the said Committee shall be operative.
- ix. Female employee will not be allowed to work after 7:00 P.M. Their written consent in this regard shall be taken as adequate safety and security arrangements of female employees shall be made during working hours and it shall be ensured that they safely reach home after their work is over.
- x. The Prevention of the Child and Adolescent Labour (Prohibition and Regulation) Act 1986, as amended from time to time, shall be implemented in the establishments.
- xi. The employees shall be provided all the facilities mentioned in the relevant labour laws.
- xii. Consent letter shall be taken from the employees and it should be kept as record in the establishments.
- xiii. The spread over of an employee shall not exceed 11 hours in a day.
- xiv. Employee shall be given national and festival holidays with wages.
- xv. The wages including overtime wages of the employees shall be credited to their saving bank account.
- xvi. In addition to these terms and conditions, all the provisions of the Act and other relevant Laws shall be applicable to the establishment.
- xvii. In case of violation of any of the above terms and conditions or any other provision of the Act the exemption shall be cancelled after giving a due opportunity of being heard by the Competent Authority.

G. H. P. RAJU

Principal Secretary to the Government of Meghalaya,
Labour Department.

The 9th March, 2021.

OFFICE MEMORANDUM

Subject:- Scheme for grant of Ex-gratia payment to the victims who are killed, disabled due to incidents of mob violence and lynching in the State.

No.POL.67/2020/7. - The matter relating to grant of ex-gratia payment to the next of kin of the victims who are killed anywhere in the State due to mob violence and lynching has been considered by the Government in accordance with the Supreme Court of India Guidelines for prevention of mob violence and lynching against any caste or community in Writ Petition (Civil) No.754 of 2016.

2. The State Government after careful consideration, has decided to make ex-gratia payment of ₹ 2,00,000/- (Rupees two lakh) only to the next of kin of any person belonging to the State of Meghalaya, who dies as a result of mob violence and lynching cases.
3. In the case of the victims who are permanently disabled by injury inflicted or caused in or in consequence of mob violence incidents or lynching cases, the said person shall be paid the ex-gratia payment of ₹ 1,00,000/- (Rupees one lakh) only.

The cases pertaining to para 3 above may be referred to the Medical Board, which shall make specific recommendation as to the nature of the injuries and certify that the injuries sustained by the person concerned constitute a permanent disability.

4. The intention of this scheme is to provide relief in the form of ex-gratia payment to the families of victims killed/or permanently disabled due to the incidents of mob violence and lynching. The respective Deputy Commissioners shall be the authority to recommend such cases alongwith all supporting documents to the State Government in Home (Political) Department.
5. Interim relief of an amount not exceeding fifty percent of the amount referred to in para 2 and 3 above, may be released to the victim or victims by the State Government within a period of 30 (thirty) days of the incident of mob violence or mob lynching. As such, as far as possible, the Deputy Commissioners recommendation along with supporting documents as stated in para 4 above, should be submitted as early as possible to allow the State Government to examine the matter and release the compensation within a period of 30 (thirty) days of the incident of the mob violence and lynching.
6. All such sanctions shall be communicated by the Political Department in consultation with the Financial Adviser of the Department and with the approval of the Finance Department under the Head of Account "2235-Social Security & Welfare-60-Other Social Security & Welfare Programme-200-Other Programmes (02) Relief to persons affected by Riots. 36 Grant in aid General (Non Salary) Grant 33.

This Order shall come into force with effect from the date of issue of the Office Memorandum.

C. V. D. DIENGDOH,
Secretary to the Govt. of Meghalaya,
Home (Political) Department.